

IN THE COMMON PLEAS COURT OF MIAMI COUNTY, OHIO  
GENERAL DIVISION

STATE OF OHIO : CASE NO. \_\_\_\_\_  
 Plaintiff, : JUDGE STACY M. WALL  
 VS. :  
 \_\_\_\_\_ : **PLEA OF GUILTY**  
 Defendant. :

I withdraw my former not guilty plea and enter a plea of GUILTY to the offense of (count, offense, R.C. section, and degree of offense):

COUNT	CHARGE AND DEGREE	POSSIBLE SENTENCE	POSSIBLE FINE
_____	_____	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____

I understand the MAXIMUM penalty COULD be: a maximum basic prison term of \_\_\_\_\_ years/months of which \_\_\_\_\_ is mandatory, during which I am NOT eligible for judicial release. The maximum fine possible is \$\_\_\_\_\_, of which \$\_\_\_\_\_ is mandatory. Also possible are the following: License Suspension (term) \_\_\_\_\_  
 Restitution\_\_\_\_\_ Reimbursements\_\_\_\_\_ Court Costs\_\_\_\_\_ Community Control \_\_\_\_\_  
 Other \_\_\_\_\_

If I am now on felony probation, parole, or community control, this plea may result in revocation proceedings and any new sentence could be imposed consecutively. I know any prison term stated will be the term served without good time credit. After prison release, if sentenced for a Felony 1 or a sex offense, I will be subject to a five (5) year post-release control period under the supervision of the parole board. If I am sentenced to prison for a Felony 2, or a Felony 3 which involves causing or threatening physical harm, I will be subject to a three (3) year post-control period of supervision of the parole board. If I am sentenced to prison for any other felonies (3, 4, or 5), I may be subject to a three (3) year post-release control period if the parole board determines that a period of post release control is appropriate for me. The parole board could return me to prison for up to nine (9) months for each violation of those conditions up to a cumulative maximum total of 50% of my originally stated term. If the post-release control violation is a new felony, the judge presiding over the new felony can add the greater of one year

to the prison sentence of the original case, or the time remaining under post-release control of the original case.

If I am granted community control at any point in my sentence, and if I violate any of the conditions imposed, I could be given a longer period under court control, greater restrictions, local jail time or a prison term from the range set forth above. Community control could last five years.

By signing this Plea of Guilty, I state I am making this plea knowingly, voluntarily and intelligently. I am not now under the influence of drugs or alcohol. I am not suffering from any conditions, either physical or mental, that in any way interferes with my ability to understand the nature of these proceedings, the advice of my attorney, or to make any informed decisions on my own behalf. I understand the nature of these charges and the possible defenses I might have. I am satisfied with my attorney's advice, counsel, and competence. No threats have been made to me. No promises have been made for my plea of guilty except as part of this plea agreement which is stated entirely as follows:

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However, I understand that the Court is not required to follow the agreement(s) between the parties and is only limited to the penalties as outlined above.

I understand by pleading guilty I give up my right to a jury trial or, at my option, a trial decided by a judge, where I could see and have my attorney question witnesses against me, and where I could use the power of the court to require witnesses to testify for me. I know at trial I would not have to take the witness stand and could not be forced to testify against myself and that no one could comment on the subject if I chose not to testify. I understand I waive my right to have the prosecutor prove my guilt beyond a reasonable doubt to each offense, and any jury verdict must be by unanimous vote.

By pleading guilty, I understand the allegations contained in the indictment and admit committing the offense and will tell the Court the facts and circumstances of my guilt. I know the judge may find me guilty and either sentence me today or refer my case for a presentence report. I understand my right to appeal a maximum sentence, my other limited appellate rights and that any appeal must be filed within 30 days of my sentence. I understand the consequences of a conviction upon me if I am not a U.S. citizen. I enter this plea voluntarily.

I am / am not a U.S. Citizen (circle one and initial) \_\_\_\_\_

\_\_\_\_\_  
Attorney for Defendant                      Date

\_\_\_\_\_  
Signature of Defendant                      Date

\_\_\_\_\_  
Prosecutor                                      Date

cc:     Prosecutor  
       Attorney for Defendant